

1-1 By: Bohac (Senate Sponsor - Taylor) H.B. No. 3176
1-2 (In the Senate - Received from the House May 2, 2013;
1-3 May 3, 2013, read first time and referred to Committee on
1-4 Intergovernmental Relations; May 16, 2013, reported favorably by
1-5 the following vote: Yeas 5, Nays 0; May 16, 2013, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	<u>Hinojosa</u>	X		
1-9	<u>Nichols</u>	X		
1-10	<u>Garcia</u>	X		
1-11	<u>Paxton</u>	X		
1-12	<u>Taylor</u>	X		

1-13 A BILL TO BE ENTITLED
1-14 AN ACT

1-15 relating to the appointment of a board member of a property owners'
1-16 association to fill a vacancy.

1-17 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-18 SECTION 1. Section 209.00593(a), Property Code, as added by
1-19 Chapter 1026 (H.B. 2761), Acts of the 82nd Legislature, Regular
1-20 Session, 2011, is amended to read as follows:

1-21 (a) Notwithstanding any provision in a dedicatory
1-22 instrument, any board member whose term has expired must be elected
1-23 by owners who are members of the property owners' association. A
1-24 board member may be appointed by the board [~~only~~] to fill a vacancy
1-25 on the board [~~caused by a resignation, death, or disability~~]. A
1-26 board member appointed to fill a vacant position shall serve for the
1-27 remainder of the unexpired term of the position [~~predecessor board~~
1-28 ~~member~~].

1-29 SECTION 2. This Act takes effect immediately if it receives
1-30 a vote of two-thirds of all the members elected to each house, as
1-31 provided by Section 39, Article III, Texas Constitution. If this
1-32 Act does not receive the vote necessary for immediate effect, this
1-33 Act takes effect September 1, 2013.

1-34 * * * * *